RECOVED

Executive Order Office of the Mayor City of Atlanta

AUG 19 2003 MUNICIPAL OFFAK

EXECUTIVE ORDER NUMBER 2003- 5

BY THE MAYOR

DIRECTING THAT THE BUREAU OF PLANNING ACCEPT NO APPLICATIONS FOR PERMITS TO OPERATE PERSONAL CARE HOMES UNTIL SUCH TIME AS THE CITY COUNCIL HAS TAKEN FINAL ACTION ON AN ORDINANCE PROPOSING THE REINSTITUTION OF THE INTERIM CONTROLS ON THE ISSUANCE OF SUCH PERMITS UNTIL JANUARY 30, 2004.

WHEREAS, Ordinance 03-O-0060 placed interim controls on the acceptance of permits for the operation of Personal Care Homes, for the purpose of: updating the Personal Care Home Map in the Bureau of Planning; creating and adopting new procedures for the processing of such applications; and proposing and adopting amendments to the Zoning Ordinance updating the terms and definitions associated with Personal Care Homes; and

WHEREAS, the Bureau of Planning created the Personal Care Home Committee ("PCHC") to accomplish those tasks; and

WHEREAS the PCHC has found that the completion of its tasks requires additional time and requires coordination with the Mayor's Commission on Homelessness; and

WHEREAS, Ordinance 03-O-0060 expired by its terms on August 12, 2003, and

WHEREAS, a new ordinance placing interim controls on the acceptance of permits for the operation of Personal Care Homes, is proposed for introduction at the August 18, 2003 meeting of the Atlanta City Council for the same purposes and prior to the time that final action of the City Council can be taken, there exists the strong possibility that numerous applications would be filed with the Bureau of Planning circumventing the purposes of the interim controls; and

WHEREAS such Personal Care Home applications would be analyzed under the current regulations imposed by the City of Atlanta Zoning Ordinance unless an executive order is issued which directs the Bureau of Planning that no such applications can be accepted until the final action of the City Council on the ordinance which extends interim controls until January 30, 2004;

WHEREAS, pursuant to Section 2-182 of the Code of the City of Atlanta, the Mayor may issue executive orders which apply to events of short duration and which expire at

-1-